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#9

Applicants:	Mark T. Cammarota et al.	Docket No.:	14,966.1
Serial No.:	09/928,785	Group:	3761
Confirmation No:	8428	Examiner:	Jamisue A. Webb
Filed:	August 13, 2001	Date:	March 18, 2002
For:	ABSORBENT ARTICLES HAVING WETNESS INDICATING GRAPHICS INCORPORATING A TRAINING ZONE		

Terminal Disclaimer

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

The Present Application

1. Kimberly-Clark Worldwide, Inc., doing business at 401 North Lake Street, Neenah, Wisconsin, 54956, is the assignee of the entire right, title and interest in and to the above-referenced present pending U.S. patent application serial number 09/928,785 filed on August 13, 2001 for "Absorbent Articles Having Wetness Indicating Graphics Incorporating A Training Zone".
2. Assignment of the inventors' rights in present patent application serial number 09/928,785 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 010176, Frame 0501.

Commonly Assigned Patent

1. Kimberly-Clark Worldwide, Inc. is also the assignee of the entire right, title and interest in and to copending U.S. patent number 6,307,119 issued on October 23, 2001 for "Absorbent Articles Having Wetness Indicating Graphics Incorporating A Training Zone".
2. Assignment of the inventors' rights in U.S. patent number 6,307,119 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 010176, Frame 0501.

Right of Assign to Prosecut

Kimberly-Clark Worldwide, Inc. certifies:

- (a) that the evidentiary documents have been reviewed; and
- (b) that to the best of Kimberly-Clark Worldwide, Inc.'s knowledge and belief, title of present U.S. patent application serial number 09/928,785 is in Kimberly-Clark Worldwide, Inc.

Terminal Disclaimer

- 1. Kimberly-Clark Worldwide, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present U.S. patent application serial number 09/928,785, which would extend beyond the expiration date of the full statutory term, including any applicable term extension, defined in 35 U.S.C. 154 and 156 for U.S. patent number 6,307,119.
- 2. Kimberly-Clark Worldwide, Inc. hereby agrees that any patent granted upon present U.S. patent application serial number 09/928,785 shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to U.S. patent number 6,307,119. This agreement shall run with any patent granted upon present U.S. patent application serial number 09/928,785 and shall be binding upon Kimberly-Clark Worldwide, Inc., its successors and/or assigns.

Exceptions to Terminal Disclaimer

In the event that, after the filing of this Terminal Disclaimer, U.S. patent number 6,307,119:

- (a) expires for failure to pay a maintenance fee;
- (b) is held unenforceable;
- (c) is found invalid by a court of competent jurisdiction;
- (d) is statutorily disclaimed in whole;
- (e) is terminally disclaimed under 37 C.F.R. 1.321(a);
- (f) has all of its claims canceled in a reexamination certificate; or
- (g) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. 154 prior to the expiration of its full statutory term;

Kimberly-Clark Worldwide, Inc. specifically does not disclaim any terminal part of any patent granted on the present U.S. patent application serial number 09/928,785 prior to the expiration date of the term defined in 35 U.S.C. 154 and 156 including any term extensions as applicable to any patent granted on U.S. patent 6,307,119.

Fee

Pursuant to 37 C.F.R. 1.321(c)(1), please charge the \$110.00 fee due in accordance with 37 C.F.R. 1.20(d) to Kimberly-Clark Worldwide, Inc.'s deposit account number 11-0875. This Terminal Disclaimer is filed in duplicate.

The undersigned is an attorney of record in the present application having serial no.09/928,785.

Respectfully submitted,

KIMBERLY-CLARK WORLDWIDE, INC.

MARK T. CAMMAROTA ET AL.

By: Thomas M. Gage
Thomas M. Gage

Reg. No. 33,385

Date: March 18, 2002

CERTIFICATE OF MAILING

I, Mary L. Roberts, hereby certify that on March 18, 2002 this Terminal Disclaimer is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By: Mary L. Roberts
Mary L. Roberts